

LAWRENCE J. GORNICK, ESQ. (SBN 136290)
 DENNIS J. CANTY, ESQ. (SBN 207978)
 EMILY CHARLEY, ESQ. (SBN 238542)
 LEVIN SIMES KAISER & GORNICK LLP
 One Bush Street, 14th Floor
 San Francisco, California 94104
 Telephone (415) 646-7160
 Facsimile (415) 981-1270

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

JIMMY MARSIGLIA,) Case No. 3:06-CV-01449 MJJ
Plaintiff,)
vs.) STIPULATION AND REQUEST FOR
) VOLUNTARY DISMISSAL OF
ASTRAZENECA PHARMACEUTICALS, <i>et al</i>) JANSSEN, L.P., JANSSEN
Defendants.) PHARMACEUTICA INC., AND
) JOHNSON & JOHNSON
) and Order.

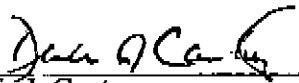
Pursuant to Fed. R. Civ. Pro. 41(a), Plaintiff requests dismissal without prejudice of ONLY defendants JANSSEN, L.P., JANSSEN PHARMACEUTICA INC., and JOHNSON & JOHNSON, from the above-captioned action. Defendants JANSSEN, L.P., JANSSEN PHARMACEUTICA INC., and JOHNSON & JOHNSON, having filed an answer in this action, stipulate to that dismissal.

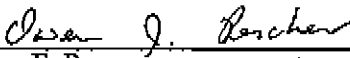
Dated: July 10, 2006

Dated: July 6, 2006

LEVIN SIMES KAISER & GORNICK LLP

DRINKER BIDDLE & REATH LLP


 Dennis J. Canty
 Attorneys for Plaintiff


 Charles F. Preuss
 Steven M. Selna
 Owen J. Rescher
 Attorneys for Defendants
 Janssen, L.P., Janssen Pharmaceutica Inc., and
 Johnson & Johnson

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 7/12/2006


 United States District Court